

PUBLIC CHAPTER NO. 1163

HOUSE BILL NO. 4163

By Representatives Fincher, Hardaway

Substituted for: Senate Bill No. 4103

By Senators Herron, Lowe Finney, Marrero, Burks, Ford

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 38, Part 3, relative to the rights of victims of crime.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-38-302, is amended by deleting subdivision (2) and substituting instead the following:

(2) "Critical stages of the criminal justice process" are:

(A) Bond hearings or bond reduction hearings if hearing from the victim is deemed relevant by the appropriate district attorney general;

(B) Any hearing on a motion to dismiss or on a plea agreement requiring approval by the trial court;

(C) The defendant's sentencing hearing;

(D) Any hearing at which the issue of whether the defendant should pay restitution or the amount of restitution that should be paid is discussed;

(E) Any parole hearing at which the defendant's release on parole will be discussed or determined; and

(F) Any other hearing which proposes a final disposition of the case.

SECTION 2. This act shall take effect July 1, 2008, the public welfare requiring it.

PASSED: May 20, 2008



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY, SPEAKER
SENATE OF THE SENATE

APPROVED this 13th day of June 2008



PHIL BREDESEN, GOVERNOR